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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

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In re application of: Kobayashi

Attorney Docket No.: GENSP105

Application No.: 10/726, 440

Examiner: Unassigned

Filed: December 2, 2003

Group: 2616

Title: METHOD OF REAL TIME OPTIMIZING  
MULTIMEDIA PACKET TRANSMISSION RATE

Confirmation No.: 6764

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**INFORMATION DISCLOSURE STATEMENT  
37 CFR §§1.56 AND 1.97(b)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449 may be material to examination of the above-identified patent application. The references cited in the Examination Report (item no. C1 on the attached 1449) were cited in a previously filed PTO Form 1449. Applicant identifies these references in compliance with his duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these references of official record in this application.

This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500388 (Order No. GENSP105).

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

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